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MindGeek S.à r.l., MG Freesites Ltd, MG Premium Ltd,
MindGeek USA Incorporated, MG Global Entertainment Inc.,
and 9219-1568 Quebec Inc.

*[Additional Defendants' Counsel continued
on next page]*

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

K.A.

Plaintiffs,

v.

MINDGEEK S.À R.L, et al.,

Defendants.

Case No. 2:24-cv-04786-WLH-ADS

**NOTICE OF DEFENDANTS
MINDGEEK S.A R.L., MG
FREESITES LTD, MG PREMIUM
LTD, MINDGEEK USA
INCORPORATED, MG GLOBAL
ENTERTAINMENT INC, AND
9219-1568 QUEBEC INC.'S
SUPPLEMENTAL BRIEF IN
SUPPORT OF MOTIONS TO
DISMISS AND JOINDER IN THE
SUPPLEMENTAL BRIEF OF
INDIVIDUAL DEFENDANTS
FERAS ANTOON, BERND
BERGMAIR, AND DAVID
TASSILLO**

Case Assigned to Hon. Wesley L. Hsu

Complaint Filed: June 7, 2024
Trial Date: None Set

1 *[Additional Defendants' Counsel continued*
2 *from caption page]*

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PLEASE TAKE NOTICE THAT pursuant to the Civil Minutes on the Omnibus Motion to Dismiss entered in this case, Defendants MindGeek S.à r.l., MG Freesites Ltd, MG Premium Ltd, MindGeek USA Incorporated, MG Global Entertainment Inc., and 9219-1568 Quebec Inc. (collectively “MindGeek Defendants”) have filed a Supplemental Brief in Support of Motions to Dismiss and Joinder in the Supplemental Brief of Individual Defendants Feras Antoon, Bernd Bergmair, and David Tassillo (“Supplemental Brief”) in the related case *Fleites v. MindGeek Sà.r.l., et al.*, Case No. 2:21-cv-04920-WLH-ADS (C.D. Cal. March 21, 2025).

Pursuant to the Order Granting Joint Stipulation to Request Limited Coordination for Purposes of Responding to Complaints in Related Cases, the Supplemental Brief further addresses arguments and bases to dismiss in each of the 14 cases, including that all of the plaintiffs’ claims must be dismissed because:

- Plaintiffs have not and cannot allege that the MindGeek Defendants are content creators and thus the MindGeek Defendants are entitled to immunity under 47 U.S.C. § 230;
- Plaintiffs have not sufficiently alleged that the MindGeek Defendants knowingly benefitted from, or participated in a venture in violation of 18 U.S.C. § 1595; and
- Plaintiffs cannot satisfy the alter ego test recognized by the Ninth Circuit to establish personal jurisdiction have over MindGeek S.a r.l.

In accordance with the Court’s Minutes permitting each defendant to file a supplemental brief of 10 pages or less on any issue, Defendants incorporate by reference their arguments from their Supplemental Brief filed in *Fleites* as if stated herein in whole. Defendants respectfully request that the Court dismiss, with prejudice, each of the plaintiff’s complaints.

1 Dated: March 21, 2025

Respectfully submitted,

2 MINTZ LEVIN COHN FERRIS
3 GLOVSKY AND POPEO, P.C.

4 /s/ Peter A. Biagetti

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14 Incorporated, MG Global Entertainment Inc.,
15 and 9219-1568 Quebec Inc.
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